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March 24, 2020

## Via ECF

Hon. Katherine Polk Failla  
United States District Court  
Southern District of New York  
40 Foley Square, Room 2103  
New York, New York 10007

**MEMO ENDORSED**

Re: *Jose L. Ramirez v. NYP Holdings, Inc.*, Case No. 1:18-cv-12058 (KPF)

Dear Judge Failla:

This law firm represents Defendant NYP Holdings, Inc. ("NYP") in the above referenced matter. Pursuant to Your Honor's Individual Rules of Practice in Civil Cases, we write regarding the status conference scheduled for April 2, 2020 at 10:30 a.m. The status conference was initially scheduled for March 19, 2020 but due to defense counsel's scheduling conflicts, the parties sought an adjournment. *See* Dkt. No. 42. The court thereafter adjourned the status conference to April 2, 2020. *See* Dkt. No. 44. Defendant makes this second request for an adjournment due to issues related to the recent COVID-19 outbreak. Plaintiff does not consent to this request.

As Your Honor is aware, Governor Cuomo signed an executive order to curtail the spread of COVID-19 that advises New York residents to stay-at-home and maintain social distancing. To

that end, defense counsel is currently not present in the Southern District and does not plan to travel to New York City within the coming weeks.

Given that this is a pro se proceeding, we believe that an in-person appearance is the most efficient means by which to conduct the status conference. As we see no reason why this particular case need proceed during this time, we respectfully request that the Court adjourn the status conference until mid-May 2020 when we are hopeful that the executive order will have been lifted.

Respectfully submitted,

**MINTZ & GOLD LLP**  
*Attorneys for Defendant*

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cc: Jose L. Ramirez, *pro se Plaintiff* (Via e-mail)

Application DENIED. The Court believes that the conference should proceed as scheduled, but proceed telephonically. The dial-in information is as follows: At 10:30 a.m., the parties shall call (888) 363-4749 and enter access code 5123533. Please note, the conference will not be available prior to 10:30 a.m.

Given Plaintiff's *pro se* status, the Court ORDERS Defendant to transmit a copy of this Order to Plaintiff by e-mail and to ensure that Plaintiff is aware of the time of, date of, and means of joining, the conference.

Dated: March 24, 2020  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE

*A copy of this Order was mailed by Chambers to:*

Jose L. Ramirez  
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